

**REMARKS/ARGUMENTS**

**Claim Objections**

The examiner has objected to claims 1, 4 and 10 as containing informalities. Specifically the examiner suggests that the steps necessary for producing a plantlet are not present in the instant claims. Applicant has amended the claims to overcome the rejection; however, applicant respectfully asserts that one of skill in the art would know that rooting has occurred given that the claim recites the production of a transformed plantlet (which as acknowledged by the examiner requires rooting) as well as the teachings of the instant specification (p. 15,[085]).

**Claim Rejections**

There are no outstanding rejections.

For the reasons cited above, withdrawal of the rejection(s) of record is respectfully requested.

**CONCLUSION**

In view of the foregoing amendments, applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 510-559-5731.

Respectfully submitted,



Howard Owens  
Reg. No. 58,219

USDA, ARS, OTT  
800 Buchanan Street  
Albany, California 94710  
Tel: 510-559-5731  
Fax: 510-559-5736